

**STATE OF MINNESOTA
BOARD OF ARCHITECTURE, ENGINEERING, LAND SURVEYING,
LANDSCAPE ARCHITECTURE, GEOSCIENCE AND INTERIOR DESIGN**

In the Matter of Willis L. Gilliard

ORDER

Professional Engineer License No. 9587
Land Surveyor License No. 9587

Board File No. 2011-0004

1. The Minnesota Board of Architecture, Engineering, Land Surveying, Landscape Architecture, Geoscience and Interior Design ("Board") is authorized, pursuant to Minn. Stat. §§ 214.10, and 326.111 (2008), to license, regulate, and take appropriate disciplinary action against applicants, licensees, or certificate holders regulated by Minn. Stat. §§ 326.02 - 326.15 (2008).

2. Pursuant to Minn. Stat. § 270C.72, subd. 1 (2008), the Board must "revoke" a professional license if the license holder owes delinquent state taxes, penalties, or interest, and the Minnesota Commissioner of Revenue so notifies the Board.

3. On July 26, 2010, the Board received a Notice of License Revocation from the Minnesota Department of Revenue, which advised that Willis L. Gilliard ("Respondent") had not filed Minnesota tax returns as requested.

4. On July 29, 2010, the Board issued an Order for Revocation of Professional Engineer License and Land Surveyor License ("Revocation Order"), which revoked Respondent's Professional Engineer license and Land Surveyor license (Board File No. 2011-0004).

5. On September 20, 2010, the Board received a Clearance Certificate from the Department of Revenue concerning Respondents' delinquent tax filing situation.

6. On March 18, 1996, the Department of Revenue issued Revenue Notice #96-01, which states, in part, as follows:

The term revoke, generally implies that the license has been terminated in such a way that the licensee may not be reinstated, or may be reinstated only after a period of time. For purposes of Minn. Stat. § 270.72, the Department of Revenue deems the term revoke to mean that the taxpayers license will be suspended until the tax obligation has been satisfied and the tax clearance certificate has been issued.


7. This Order is in the public interest.

NOW, THEREFORE, IT IS ORDERED that, pursuant to Minn. Stat. §§ 270C.72, and 326.111, subd. 4 (2008), and Revenue Notice #96-01, as follows:

- A. The Revocation Order, dated July 29, 2010, is hereby **VACATED**;
- B. Respondent's Professional Engineer License, No. 9587, and Land Surveyor License, No. 9587, respectively, are **SUSPENDED** effective July 29, 2010; and,
- C. The suspensions of Respondent's Professional Engineer License, No. 9587, and Land Surveyor License, No. 9587, respectively, are **LIFTED** effective September 20, 2010.

Dated: 22 October 2010

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Kristine A. Kubes, J. D.
Board Chair